IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO.2351 OF 2006

Shri.Ramesh A. Busa. ..Applicant.
Vs.
The State of Maharashtra. ..Respondents.

Mr.A.P.Mundergi Sr. Advocate for the Applicant.
Ms.Gajare,APP. for the State.

CORAM : R.S. MOHITE,J.
DATED : 28/6/2006.

P.C.

1. This is an application for grant of regular bail. The applicant is shown as an accused in C.R.No.104/2005 registered by Malbhar Hill Police Station for alleged offences under Section-406, 420, 465, 467, 468, 471, 506(II) read with 120B of the I.P.C. The applicant was working as Accountant in Amrutlal Zenabhai Steel Company. The owner of the said company was Amrutlal Zenabhai Mehta. As per the F.I.R. which is lodged by one Smt. Jayalaxmi Amrutlal Mehta against her son-in-law Mr. Paresh Shah and the present applicant, it discloses that accused have forged several signatures of Amrutlal Mehta and others and withdrawn amounts from the bank accounts of Amrutlal Mehta. The applicant had earlier applied for anticipatory bail and I had rejected the said anticipatory bail vide my order dated 3.5.2006. Thereafter, on the same day, the present applicant surrendered to the concerned police station. His application for bail was also rejected by the Sessions

Court and that is why the present application is filed. On perusal of the application, it appears that the dispute is between the members of the family of Mr.Amrutlal Mehta. The mother-in-law of Paresh Shah by name Jayalaxmi Mehta and her daughter Priti appear to be on one side, whereas, Paresh Shah appears to be on the other side. The present applicant is the employee of the said company and it is nobody's case that he was beneficiary of the amounts withdrawn from the bank. It appears that the police have recorded the confessionary statement of the present applicant stating that he has forged cheques at the behest of the Paresh Shah. This statement is not admissible. Be that as it may, the subsequent signatures of this applicant who has been made to sign as Amrutlal Mehta have already been taken by the police. I feel that this is a case in which bail can be granted to the applicant. In the circumstances, it is directed that pending his trial in pursuance of C.R.No.104/2005 registered by Malbhar Hill Police Station, the applicant may be released on bail in the sum of Rs.25,000/- with one surety in the like amount subject to the condition that her should report to the Investigating Officer, EOW twice in a week on every Monday and Thursday till the charge sheet is filed and thereafter once in a fort night on every first and third Mondays between 11.00a.m. to 5.00p.m. till the conclusion of the trial.

(R. S. MOHITE, J.)